IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

Crl.Rev.Pet.No. 1451 of 2007()

CRA.493/2006 of I ADDL.SESSIONS COURT, ERNAKULAM
CC.2265/2003 of JUDL. MAGISTRATE OF FIRST CLASS-I, KOCHI

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REVN. PETITIONER: APPELLANT/ACCUSED

AZAD M.A.K,AGED 52,S/O.LATE MUHAMMED GHANI,M/S.INTERNATIONAL MERCHANIDISE TRADING AND EXPORTING,DOOR NO.HIG-19,PANAMPILLAY NAGAR,ERNAKULAM-36.

BY ADV. SRI.VARGHESE C.KURIAKOSE

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. M/S.ICICI BANK LTD,3RD FLOOR, EMGEE SQUARE,M.G.ROAD,ERNAKULAM,REP.BY ITS COLLECTION MANAGER,AJAI M.G.

2. STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR,HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 02/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1451 of 2007

Dated this the 2nd day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till the rising of the court and to pay a compensation of Rs.10,000/- to the complainant vide Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for one month.

2. Counsel for the revision petitioner has only sought for time to make the payment. In the circumstances, the sentence is affirmed. Revision petitioner is granted one month's time from today onwards to pay the amount of compensation, less the amount deposited, if any. He shall appear before the Judicial First Class Magistrate Court-I, Kochi on 2.5.2007 to receive the sentence.

The criminal revision petition is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

csl